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**TERMINAL DISCLAIMER TO OBVIATE A DOUBLE
PATENTING REJECTION OVER A PRIOR PATENT**

Docket Number (Optional)
1894-00733

In re Application of: **Tommy F. BROOKEY**
Application No.: **09/855,932**
Filed: **May 15, 2001**
For: **Aphron-Containing Well Drilling and Servicing Fluid**

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The owner, **MASI TECHNOLOGIES, L.L.C.** of 100 percent interest in the instant application disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, as presently shortened by any terminal disclaimer, of prior **Patent No. 6,422,326 B1**. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

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2. ☒ The undersigned is an attorney of record.

September 4, 2002


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